

# LATHAM & WATKINS LLP

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File No. 011427-0119

June 9, 2016

Regional Freedom of Information Officer  
U.S. Environmental Protection Agency  
Region 9  
75 Hawthorne Street (OPA-2)  
San Francisco, CA 94105

## Re: Freedom of Information Act Request

Dear Sir or Madam:

Pursuant to the provisions of the Freedom of Information Act, 5 U.S.C. § 552 and the regulations promulgated thereunder, we respectfully requests copies of the following records in the possession, custody or control of the U.S. Environmental Protection Agency, Region 9: all documents, records, files, comments, reports, letters, memoranda, e-mails, communications,<sup>1</sup> notes, and drafts sent to or received from Levin Richmond Terminal Corporation<sup>2</sup> or its technical consultants, created, sent, or received on or after January 1, 1997.

We look forward to your reply within twenty (20) working days as the statute requires. We understand that in order to fulfill this request there may be fees associated with duplication and research. We will pay the reasonable, standard copying costs required in complying with this request to the extent provided for by statute. In the event such fees may be in excess of

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<sup>1</sup> For the purposes of this request, the term "Communications" shall include any oral, written, electronic, or other exchange of words, thoughts, information, or ideas to another person or entity, whether in person, in a group, by telephone, by letter, by Telex, or by other process, electric, electronic, or otherwise. All such communications in writing shall include, without limitation, printed, typed, handwritten, or other readable documents, correspondence, memoranda, reports, contracts, drafts (both initial and subsequent), computer discs or transmissions, e-mails, instant messages, tape or video recordings, voicemails, diaries, log books, minutes, notes, studies, surveys and forecasts, and any and all copies thereof.

<sup>2</sup> The term "Levin Richmond Terminal Corporation" shall include its past and present officers, directors, employees and agents (including, but not limited to, attorneys and consultants), and its parents, subsidiaries, and affiliates.

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\$500, please call me at (858) 523-3941 to discuss less expensive alternatives. I can also be reached via e-mail at [natalie.rogers@lw.com](mailto:natalie.rogers@lw.com). If you anticipate that supplying us with these documents will take longer than twenty working days after receipt of this letter, please advise me accordingly. We are available to go to your office to review and copy the files, as necessary.

Thank you in advance for your assistance and prompt attention to this important matter.

Very truly yours,



Natalie C. Rogers  
of LATHAM & WATKINS LLP

cc: Taly Jolish, EPA